

This matter is before the court for review of the Magistrate Judge’s Report and Recommendation (“the Report”) made in accordance with 28 U.S.C. § 636(b)(1)(B) and Local Rule 73.02(B)(2) (D.S.C.).

*Wallace v. Housing Auth. of the City of Columbia*, 791 F. Supp. 137, 138 (D.S.C. 1992)

(citations omitted).

The *pro se* petitioner, Ralph Woods, is a state prisoner. He initiated this action pursuant to 28 U.S.C. § 2241 or 2254 seeking relief from potential convictions in his pending state criminal cases.

The Magistrate Judge concludes that petitioner seeks relief under § 2254. He recommends that this action be dismissed without prejudice because the petitioner has not exhausted his state remedies as required under 28 U.S.C. § 2254(b). The petitioner was advised of right to file objections to the Report and Recommendation which he has not done within the time limits set forth in the Local Rules of this district.

After a careful review of the record, the applicable law, and the Report and Recommendation, the court finds the Magistrate Judge's recommendation to be proper. Accordingly, the Report and Recommendation is incorporated herein by reference and this action is hereby dismissed without prejudice and without issuance and service of process.

IT IS SO ORDERED.

May 18, 2006  
Columbia, South Carolina

A handwritten signature in black ink, reading "Joseph F. Anderson, Jr." in a cursive script.

Joseph F. Anderson, Jr.  
United States District Judge